

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

<b>JOHN ROSS,</b>	:	<b>No.3:18cv1996</b>
<b>Plaintiff</b>	:	
	:	<b>(Judge Munley)</b>
<b>v.</b>	:	
	:	
<b>BLACK CREEK TOWNSHIP,</b>	:	
<b>JOSEPH LESCOWITCH, individually</b>	:	
<b>and in his official capacity, and</b>	:	
<b>BONNIE ADAMS, individually and in</b>	:	
<b>her official capacity,</b>	:	
<b>Defendants</b>	:	

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**ORDER**

**AND NOW**, to wit, this 9<sup>th</sup> day of January 2019, it is hereby **ORDERED** as follows:

1. Defendants' motion to dismiss (Doc. 3) is **GRANTED** as it pertains to plaintiff's Count III First Amendment violation claim;
2. The Clerk of Court is directed to **REMAND** this case to the Court of Common Pleas of Luzerne County so that the parties may litigate the remaining state court claims; and
3. The Clerk of Court is further directed to **CLOSE** this case.

**BY THE COURT**

s/ James M. Munley  
**JUDGE JAMES M. MUNLEY**  
**United States District Court**